IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:)	Before the Examiner
,)	Leonard Schenkman
Stephen R. ASH)	
)	Group Art Unit 1614
Serial No.: 08/869,331)	
)	
Filed: June 5, 1997)	
)	
METHOD FOR IRON DELIVERY TO A)	
PATIENT BY TRANSFER FROM)	
DIALYSATE)	August 14, 1998

VERIFICATION OF SMALL ENTITY STATUS

BOX ISSUE FEE Assistant Commissioner for Patents Washington, DC 20231

Sir:

The Applicant tenders herewith a fresh Statement Claiming Small Entity Status for Independent Inventor, for Small Business Concern as to HemoCleanse, Inc., and a new Statement Claiming Small Entity Status for Small Business Concern as to R&D

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231 on August 14, 1998.

GREGORY B. COY
Name of Registered Representative

Just 14, 1998 Date of Signature Laboratories, Inc. While small entity status has not changed for this case, a third party now owns rights in the invention. Therefore, the basis for small entity status has changed and is supported by the enclosed statements.

Respectfully submitted

By:_

Gregory B. Coy Reg. No. 40,967

Woodard, Emhardt, Naughton,

Moriarty & McNett

Bank One Center/Tower

111 Monument Circle, Suite 3700

Indianapolis, Indiana 46204-5137

(317) 634-3456

PTO/SB/10 (12-97)
Approved for use through 9/30/00. OMB 0651-0031
Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. STATEMENT CLAIMING SMALL ENTITY STATUS Docket Number (Optional) 11002 - 29Stephen R. ASH Applicant, Patentee, or Identifier: 08/869,331 Application or Patent No.: Filed or Issued: June Title: METHOD FOR IRON DELIVERY PATIENT BY TRANSFER FROM DIALYSATE I hereby state that I am the owner of the small business concern identified below: an official of the small business concern empowered to act on behalf of the concern identified below: NAMEOFSMALLBUSINESSCONCERN R & D Laboratories, Inc. 4640 Admiralty Way, Suite 710 ADDRESS OF SMALL BUSINESS CONCERN <u>Marina Del Rav. CA</u> I hereby state that the above identified small business concern qualifies as a small business concern as defined in 13 CFR Part 121 for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time, or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both. I hereby state that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in: the specification filed herewith with title as listed above. the application identified above. the patent identified above. If the rights held by the above identified small business concern are not exclusive, each individual, concern, or organization having rights in the invention must file separate statements as to their status as small entities, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e). Each person, concern, or organization having any rights in the invention is listed below: no such person, concern, or organization exists. each such person, concern, or organization is listed below. Hemocleanse, Inc. Separate statements are required from each named person, concern or organization having rights to the invention

stating their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

NAME OF PERSON SIGNING _	Rhoda Makoff	
TITLE OF PERSON IF OTHER T	HAN OWNER PRESIDENT	/cεo
ADDRESS OF PERSON SIGNIN	IG 46HQ ADMIRALTY	Wy MAR CA 90292
SIGNATURE	da haboll	DATE 8/10/98
	0()	

PTC/SB/10 (12-97)

Approved for use through 9/30/00. OMB 0651-0031

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

STATEMENT CLAIMING SMALL ENTITY STATUS (37 CFR 1.9(f) & 1.27(c))SMALL BUSINESS CONCERN	Docket Number (Optional) 11002-29
Applicant, Patentee, or Identifier. Stephen R. ASH	
Application or Patent No.: 08/869, 331	
FiledorIssued: June 5, 1997 Title: METHOD FOR TRON DELL'UERY TO A PARTIENT BY TRANSFER ED	
Title: METHOD FOR IRON DELIVERY TO A PATIENT BY TRANSFER FRO	OM DIALYSATE
I hereby state that I am the owner of the small business concern identified below: an official of the small business concern empowered to act on behalf of the concern	identified below:
NAMEOFSMALLBUSINESSCONCERN HemoCleanse, Inc.	
ADDRESSOFSMALLBUSINESSCONCERN 2700 Kent Avenue	
West Lafayette, IN 47906	
13 CFR Part 121 for purposes of paying reduced fees to the United States Patent and Tradems of employees of the concern, including those of its affiliates, does not exceed 500 persons. Fo (1) the number of employees of the business concern is the average over the previous fiscal year employed on a full-time, part-time, or temporary basis during each of the pay periods of the are affiliates of each other when either, directly or indirectly, one concern controls or has the part third party or parties controls or has the power to control both. I hereby state that rights under contract or law have been conveyed to and remain with identified above with regard to the invention described in:	or purposes of this statement, r of the concern of the persons fiscal year, and (2) concerns power to control the other, or
the specification filed herewith with title as listed above. the application identified above. the patent identified above.	•
If the rights held by the above identified small business concern are not exclusive, a organization having rights in the invention must file separate statements as to their status as to the invention are held by any person, other than the inventor, who would not qualify as an identify 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify a under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).	small entities, and no rights independent inventor under
Each person, concern, or organization having any rights in the invention is listed below no such person, concern, or organization exists.	r.
R & D Laboratories, Inc.	
Separate statements are required from each named person, concern or organization hastating their status as small entities. (37 CFR 1.27)	aving rights to the invention
I acknowledge the duty to file, in this application or patent, notification of any change is entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.2	sue fee or any maintenance
NAME OF PERSON SIGNING Robert B. Truitt	
TITLE OF PERSON IF OTHER THAN OWNER President	
ADDRESS OF PERSON SIGNING 2700 KENT AVE, N. LAFAY	ETTE, IN 47906
SIGNATURE KOULDS. Suit DATE	8/5/98

PTO/SB/09 (12-97)
Approved for use through 9/30/00. OMB 0651-0031
Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

STATEMENT CLAIMING SM (37 CFR 1.9(f) & 1.27(b))INI			Docket Number (Optional) 11002-29
Applicant, Patentee, or Identifier:	Stephen R. ASH	٠.	
Application or Patent No.:	08/869,331		
Filed or Issued:	June 5, 1997		
Title: METHOD FOR IRON	N DELIVERY TO A	PATIENT BY TRAN	SFER FROM DTALYSATE
As a below named inventor, I here for purposes of paying reduced fee	es to the Patent and Tra	demark Office describe	
the specification filed herev	•	bove.	
the application identified ab			
I have not assigned, granted, convey or license, any rights under 37 CFR 1.9(c) if that person business concern under 37 CFR 1.9	reyed, or licensed, and a in the invention to any p had made the inventio	erson who would not qu n, or to any concern wh	alify as an independent inventor ich would not qualify as a small
Each person, concern, or organiza obligation under contract or law to			
No such person, concern,	or organization exists.		
Each such person, concern HemoCleanse, Inc.	rn, or organization is lis	ted below. R & D Laborato	wing Too
2700 Kent Avenue		4640 Admiralty	Way, Suite 710
West Lafayette, IN	N 479.06	Marina Del Ray	, CA 90292
Separate statements are required fi stating their status as small entities		n, concern, or organizati	on having rights to the invention
I acknowledge the duty to file, in thi entitlement to small entity status promaintenance fee due after the date	orior to paying, or at th	e time of paying, the e	arliest of the issue fee or any
Stephen R. ASH NAMEOFINVENTOR	NAME OF INVENTOR		NAME OF INVENTOR
Signature of inventor	Signature of inventor	 ξ	Signature of inventor
Date .	Date		Date

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Docket No. 11002-29

Declaration and Power of Attorney For Patent Application English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

the specification of which (check one) XX is attached hereto. was filed on as United States Application No. or PCT International Application Number and was amended on (if applicable) I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56. I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed. Prior Foreign Application(s) Priority Not Claimed (Number) (Country) (Day/Month/Year Filed) (Number) (Country) (Day/Month/Year Filed)	which a patent is sought on	the invention entitled	•	
(check one) XX is attached hereto. was filed on	METHOD FOR IRON DEL	IVERY TO A PATIENT I	BY TRANSFER FROM	DIALYSATE
was filed on	the specification of which			
as United States Application No. or PCT International Application Number	(check one)			
Application Number and was amended on (if applicable) I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56. I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed. Prior Foreign Application(s) Priority Not Claimed (Number) (Country) (Day/Month/Year Filed)	is attached hereto.			
I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56. I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed. Prior Foreign Application(s) Priority Not Claimed (Number) (Country) (Day/Month/Year Filed)	□ was filed on	as United	d States Application No.	or PCT International
(if applicable) I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56. I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed. Prior Foreign Application(s) Priority Not Claimed (Number) (Country) (Day/Month/Year Filed) (Number)	Application Number			
I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56. I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed. Prior Foreign Application(s) Priority Not Claimed (Number) (Country) (Day/Month/Year Filed)	and was amended on _			
I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56. I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed. Prior Foreign Application(s) Priority Not Claimed (Number) (Country) (Day/Month/Year Filed) (Number)		(if	applicable)	
known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56. I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed. Prior Foreign Application(s) Priority Not Claimed (Number) (Country) (Day/Month/Year Filed)	-			dentified specification,
Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed. Prior Foreign Application(s) Priority Not Claimed (Number) (Country) (Day/Month/Year Filed) (Number) (Country) (Day/Month/Year Filed)	known to me to be materi			
(Number) (Country) (Day/Month/Year Filed) (Number) (Country) (Day/Month/Year Filed)	Section 365(b) of any foreig PCT International application listed below and have also inventor's certificate or PCT	n application(s) for patent or on which designated at lea- identified below, by checking International application ha	inventor's certificate, or st one country other th g the box, any foreign a	Section 365(a) of any an the United States, pplication for patent or
(Number) (Country) (Day/Month/Year Filed) (Number) (Country) (Day/Month/Year Filed)	Prior Foreign Application(s)			Priority Not Claimed
(Number) (Country) (Day/Month/Year Filed)				
(Number) (Country) (Day/Month/Year Filed)	(Number)	(Country)	(Day/Month/Year Filed)	П
	(Number)	(Country)	(Day/Month/Year Filed)	_
	(Number)	(Country)	(Day/Month/Year Filed)	.

Form PTO-SB-01 (9-95) (Modified)

Copyright 1994-95 Legalsoft

P02/REV02

application(s) listed below:	er 35 U.S.C. Section 119(e	or any	Officed	States	provisional
60/023,926	August 14, 1996				
(Application Serial No.)	(Filing Date)				
(Application Serial No.)	(Filing Date)				
(Application Serial No.)	(Filing Date)				
I hereby claim the benefit under 35 365(c) of any PCT International ap	U.S.C. Section 120 of any Uplication designating the Unite	Inited Sta	tes appli	ication(: elow an	s), or Section d. insofar as
I hereby claim the benefit under 35 365(c) of any PCT International ap the subject matter of each of the cl PCT International application in the I acknowledge the duty to disclose known to me to be material to perfect became available between the filin filing date of this application:	plication designating the Unite aims of this application is not on the manner provided by the first to the United States Patent a patentability as defined in T	ed States, disclosed paragrapl and Trade itle 37, C	listed be in the pr h of 35 temark O . F. R.,	elow an rior Unit J.S.C. S ffice all Sectior	d, insofar as ed States or Section 112. information 1.56 which
365(c) of any PCT International ap the subject matter of each of the cl PCT International application in the I acknowledge the duty to disclose known to me to be material to became available between the filin	plication designating the Unite aims of this application is not on the manner provided by the first to the United States Patent a patentability as defined in T	ed States, disclosed paragrapl and Trade itle 37, C and the n	listed be in the property in t	elow an rior Unit J.S.C. S ffice all Section PCT	d, insofar as ed States or Section 112. information 1.56 which

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

(Filing Date)

(Application Serial No.)

(Status) (patented, pending, abandoned)

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (list name and registration number)

Harold R. Woodard 16,214; C. David Emhardt 18,483; Joseph A. Naughton 19814; John V. Moriarty 26,207; John C. McNett 25,533; Thomas Q. Henry 28,309; James M. Durlacher 28,840; Charles R. Reeves 28,750; Vincent O. Wagner 29,596; Steve Zlatos 30,123, Spiro Bereveskos 30,821; William F. Bahret 31,087; Clifford W. Browning 32,201; R. Randall Frisk 32,221; Daniel J. Lueders 32,581; Michael D. Beck 32,722; Kenneth A. Gandy 33,386; Timothy N. Thomas 35,714; Kerry P. Sisselman

Holiday W. Banta 40,311; Troy J. Cole 35,102; L. Scott Paynter 39,797; J. Andrew Lowes P40,706; Matthew R. Schantz P40,800; Gregory B. Coy P40,967; Lisa Hiday 40,036; John V. Daniluck P40,581

Send Correspondence to: Kenneth A. Gandy

37,237; Kurt N. Jones 37,996; John H. Allie 39,088; Jeffrey A. Michael 37,394; Deborah K. Knoll 37,370;

Woodard, Emhardt, Naughton, Moriarty & McNett

111 Monument Circle, Suite 3700

Indianapolis, IN 46204

Direct Telephone Calls to: (name and telephone number)

317-634-3456

Full name of sole or first inventor	
Stephen R. Ash	
Sole or first inventor's	Date
3736 Pershing Drive, Lafayette, Indiana 47905	
Residence	
USA	
Citizenship 3736 Pershing Drive, Lafayette, Indiana 47905	
Post Office Address	· · · · · · · · · · · · · · · · · · ·

Full name of second inventor, if any	
Second inventor's signature	Date
Residence	· · · · · · · · · · · · · · · · · · ·
Citizenship	
Post Office Address	

Applicant or Patentee: Stephen R. Ash Serial or Patent No.: 60/023,926

Filed or Issued: August 14, 1996

For: METHOD FOR IRON MAINTENANCE FOR ESRD PATIENTS BY TRANSFER

Attomey's

Docket No.: 11002-23

FROM DIALYSATE

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) and 1.27(c))- SMALL BUSINESS CONCERN

I hereby declare that I am

[] the owner of the small business concern identified below:

[x] an official of the small business entity empowered to act on behalf of the concern identified below:

NAME OF CONCERN: ADDRESS OF CONCERN:

iHemocleanse, Inc. 2700 Kent Avenue

West Lafayette, IN 47906

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for the purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled METHOD FOR IRON MAINTENANCE FOR ESRD PATIENTS BY TRANSFER FROM DIALYSATE described in

	cificat		

[x] application Serial No. $60/\frac{023}{926}$ filed August 14, 1996.

Patent No	, issued

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who would not qualify as a small business concern under 37CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

FULL NAME		
ADDRESS		
[] INDIVIDUAL	[] SMALL BUSINESS CONCERN	[] NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful and false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

HEMOCLEANSE, INC.

Robert B. Truitt, President

Date 8/19/96

Applicant or Patentee: Stephen R. Ash

Serial or Patent No.: 60/023,926 Filed or Issued: August 14, 1996

For: METHOD FOR IRON MAINTENANCE FOR ESRD PATIENTS BY TRANSFER

Attorney's

Docket No.: 11002-23

FROM DIALYSATE

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) and 1.27(b))- INDEPENDENT INVENTOR

As a below-named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR l.9(c) for purposes of paying reduced fees under section 4l(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled METHOD FOR IRON MAINTENANCE FOR ESRD PATIENTS BY TRANSFER FROM DIALYSATE described in

[] the specification filed becewith

[x] application Serial No. 60/023,92filed August 15, 1996

Patent No._____, Issued_____

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR l.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR l.9(d) or a nonprofit organization under 37 CFR l.9(e). Each person, concern or organization to which I have assigned granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

[] no such person, concern or organization

[] persons, concerns or organizations listed below*

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

FULL NAME

Hemocleanse, Inc.

ADDRESS 2700 Kent Avenue West Lafayette, IN 47906

[] INDIVIDUAL [x] SMALL BUSINESS CONCERN [] NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful and false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Date 8/19/96

Stephen R. Ash